

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CRIMINAL CASE NO. 1:13-cr-00067-MR-DLH**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TRACY EUGENE OWENS,

Defendant.

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ORDER

THIS MATTER is before the Court upon the Defendant's letter, which the Court construes as a motion for early termination of supervised release [Doc. 22].

On December 6, 2013, the Defendant pleaded guilty pursuant to a written plea agreement to one count of carrying and using a firearm during and in relation to a drug trafficking crime, in violation of 18 U.S.C. § 924(c)(1)(A). The Defendant was sentenced on January 22, 2015, to a term of 60 months of imprisonment, followed by five (5) years of supervised release. [Doc. 19].


The Defendant now moves the Court to exercise its discretion and terminate his term of supervised release pursuant to 18 U.S.C. § 3583(e)(1). [Doc. 22].

In order to terminate a defendant's term of supervised release, the Court must be "satisfied that such action is warranted by the conduct of the defendant released and the interest of justice." 18 U.S.C. § 3583(e)(1). In the present case, the Defendant has completed only two years of his five-year term of supervised release. While the Defendant's compliance with the terms and conditions of supervised release is commendable, the Court is not satisfied that termination is warranted at this time. Accordingly, the Court declines to exercise its discretion to terminate the Defendant's term of supervised release.

Accordingly, **IT IS, THEREFORE, ORDERED** that the Defendant's letter, which the Court construes as a motion for early termination of supervised release [Doc. 22] is **DENIED WITHOUT PREJUDICE**. The Defendant's term of supervised release shall continue as originally sentenced.

Signed: February 25, 2020

IT IS SO ORDERED.


Martin Reidinger
United States District Judge

